IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 406 of 2003 (S/B)

Mohd. Sazid S/o Late Mohd. Azimuddin,
R/o C/o Mohd. Farooq,
4/134, Near Medical College Boundary,
Jamalpur, Aligarh Muslim University,
Aligarh. … Petitioner

Versus

1. Union of India
   Through Secretary (Defence),
   New Delhi.
2. Director Electronics Application Laboratory,
   Dehradun.
3. Dr. A.S. Bains,
   Director, Defence Electronics Application Laboratory, Dehradun.
4. Director, Directorate Personnel,
   Defence Research and Development Organization,
   Head Quarter, New Delhi.
5. Director General,
   Defence Research and Development Organization/
   S.A. to R.M., Room No. 193, South Block,
   New Delhi. … Respondents

Coram: Hon. Cyriac Joseph, C.J.
Hon. B.C. Kandpal, J.

JUDGMENT

CYRIAC JOSEPH, C.J. (Oral)

1. The petitioner has filed the writ petition for the following reliefs:

> "a. Issue a writ order or direction in the nature of mandamus commanding and directing the respondents to declare the petitioner promoted to various posts like Shri G.C. Pandey, upto the level of Scientist-D.
>
> b. any other relief, which this Hon'ble Court may deem fit and proper in the circumstances of the case may be passed in favour of the petitioner.

c. Cost of the petition be awarded in favour of the petitioner."

2. It is obvious that the petitioner wants a declaration from this Court that he was promoted to various posts up to the level of Scientist 'D' as in the case of one Sri G.C. Pandey. This writ petition was filed on 28.07.2003. In the meanwhile, the petitioner has retired from service. Consequently, the writ petition has become infructuous.

3. Hence, the writ petition is dismissed.

(B.C.Kandpal, J.) **(Cyriac Joseph, C.J.)**
02.09.2005 **02.09.2005**

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